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Resolution adopted by the General Assembly

[on the report of the First Committee (A/57/514)]

57/98. Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects

The General Assembly,

Recalling its resolution 56/28 of 29 November 2001 and previous resolutions referring to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects,[1]

Recalling with satisfaction the adoption, on 10 October 1980, of the Convention, together with the Protocol on Non-Detectable Fragments (Protocol I),[1] the Protocol on Prohibitions or Restrictions on the Use of Mines, Booby Traps and Other Devices (Protocol II)[1] and the Protocol on Prohibitions or Restrictions on the Use of Incendiary Weapons (Protocol III),[1] which entered into force on 2 December 1983,

Also recalling with satisfaction the adoption by the First Review Conference of the States Parties to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects, on 13 October 1995 of the Protocol on Blinding Laser Weapons (Protocol IV),[2] and on 3 May 1996 of the amended Protocol on Prohibitions or Restrictions on the Use of Mines, Booby Traps and Other Devices (Protocol II),[3] which entered into force on 30 July 1998 and 3 December 1998 respectively,

Welcoming the results of the Second Review Conference of the States Parties to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to

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[1] See *The United Nations Disarmament Yearbook*, vol. 5: 1980 (United Nations publication, Sales No. E.81.IX.4), appendix VII.

[2] CCW/CONF.I/16 (Part I), annex A.

[3] Ibid., annex B.

Have Indiscriminate Effects,[3] and commending the efforts of the President of the Conference,

Recalling with satisfaction the decision by the Second Review Conference, on 21 December 2001, to extend the scope of the Convention and the Protocols thereto to include armed conflicts of a non-international character,[4]

Recalling the decision by the Second Review Conference to commission follow-up work under the oversight of the Chairman-designate of a meeting of States parties to the Convention to be held on 12 and 13 December 2002 at Geneva in conjunction with the Fourth Annual Conference of States Parties to Amended Protocol II, and in this context the decision to establish an open-ended group of governmental experts with two separate coordinators on explosive remnants of war and on mines other than anti-personnel mines,[4]

Welcoming the additional ratifications and acceptances of or accessions to the Convention and to amended Protocol II and Protocol IV, as well as accessions to the amendment of article I of the Convention, adopted in 2001,[4]

Recalling the role played by the International Committee of the Red Cross in the elaboration of the Convention and the Protocols thereto,

Noting that the rules of procedure of the First Annual Conference of States Parties to Amended Protocol II provide for the invitation of States not parties to the Protocol, the International Committee of the Red Cross and interested non-governmental organizations to take part in the Conference,

Welcoming the particular efforts of various international, non-governmental and other organizations in raising awareness of the humanitarian consequences of explosive remnants of war,

Welcoming also the results of the Third Anaual Conference of States Parties to Amended Protocol II, held at Geneva on 10 December 2001,[5]

1. *Calls upon* all States that have not yet done so to take all measures to become parties, as soon as possible, to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects[1] and the Protocols thereto, as amended, as well as the amendment of article I extending the scope of the Convention,[4] with a view to achieving the widest possible adherence to these instruments at an early date, and calls upon successor States to take appropriate measures so that ultimately adherence to these instruments will be universal;

2. *Calls upon* all States parties to the Convention that have not yet done so to express their consent to be bound by the Protocols to the Convention;

3. *Calls upon* all States parties to the Convention that have not yet done so to notify the depositary at an early date of their consent to be bound by the amendment extending the scope of the Convention and the Protocols annexed thereto to include armed conflicts of a non-international character;[4]

4. *Notes* the mandate of the Second Review Conference for the establishment of a group of governmental experts with two separate coordinators to

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[3] CCW/CONF.II/2 (Part II).

[5] See CCW/AP.II/CONF.3/4 (Part I and Corr.1 and 2 and Part II).

discuss ways and means to address the issue of explosive remnants of war and to explore further the issue of mines other than anti-personnel mines, respectively;

5. *Also notes* the decision by the Second Review Conference that the Chairman-designate shall undertake consultations on possible options to promote compliance with the Convention and the Protocols annexed thereto, as well as the decision to invite interested States parties to convene experts to discuss issues related to small-calibre weapons and ammunition;

6. *Expresses support* for the work conducted by the Group of Governmental Experts, and encourages the Chairman-designate and the Group to conduct work expeditiously with a view to submitting recommendations on explosive remnants of war to States parties for consideration at the earliest possible date, including on whether to proceed with negotiating a legally binding instrument or instruments on explosive remnants of war and/or other approaches, and with a view to submitting to the States parties reports on mines other than anti-personnel mines and on compliance;

7. *Requests* the Secretary-General to render the necessary assistance and to provide such services, including summary records, as may be required for the Meeting of States Parties to the Convention to be held on 12 and 13 December 2002, as well as for any possible continuation of work after the Meeting, should the States parties deem it appropriate;

8. *Also requests* the Secretary-General, in his capacity as depositary of the Convention and the Protocols thereto, to continue to inform the General Assembly periodically of ratifications and acceptances of and accessions to the Convention and the Protocols thereto;

9. *Decides* to include in the provisional agenda of its fifty-eighth session the item entitled "Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects".

57th plenary meeting
22 November 2002